IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

**Applicants** 

Roy Hays and Billy Wayne Hensley

JAN 1 1 2002

Application No.

09/654,146

**METHOD** 

Technology Center 2100

Filed

September 1, 2000

For

**AND** 

**SYSTEM** 

FOR

COLLECTING

INFORMATION BEFORE USER REGISTRATION

Art Unit

2176

Docket No.

181138004US

Commissioner for Patents Washington, DC 20231

## <u>ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73</u> AND POWER OF ATTORNEY

Sir:

The undersigned, being Assignee of the entire interest in the aboveidentified application by virtue of an Assignment filed September 1, 2000, a copy of which is enclosed, hereby elects under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints JERRY A. RIEDINGER, Registration No. 30,582; MAURICE J. PIRIO, Registration No. 33,273; JOHN C. STEWART, Registration No. 40,188; MICHAEL D. BROADDUS, Registration No. 41,637; BRIAN P. MCQUILLEN, Registration No. 41,989; CATHERINE HONG TRAN, Registration No. 43,960; ROBERT G. WOOLSTON, Registration No. 37,263; PAUL T. PARKER, Registration No. 38,264; JOHN M. WECHKIN, Registration No. 42,216; CHRISTOPHER DALEY-WATSON, Registration No. 34,807: STEVEN D.

LAWRENZ, Registration No. 37,376; JAMES A.D. WHITE, Registration No. 43,985; EDWARD S. HOTCHKISS, Registration No. 33,904; STEPHEN E. ARNETT, Registration No. P-47,392; DAVINA L. CHILDS, Registration No. P-47,485; and JAMES NICKELSON, Registration No. 46,140, of Perkins Coie LLP, as the principal attorneys with full power of substitution, association, and revocation to prosecute said application, to transact all business in the Patent and Trademark Office connected therewith, and to receive the letters patent therefor. Please direct all correspondence to Customer Number 25096.

Bar Code:

1

\*25096\*

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Lifeclinic.com Corporation filed on September 1, 2000, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Lifeclinic.com Corporation

✓Jámes A. Richman

Vice President, Corporate Controller

MJP:jc

Enclosure:

Copy of Assignment



## **ASSIGNMENT**

WHEREAS, we, Eugene V. DeFelice, Roy Hays, Billy Wayne Hensley and Clarence F. West ("ASSIGNORS"), having post office addresses of 4417 251<sup>st</sup> Way NE, Redmond, Washington 98053; 3504 E. Spruce Street, Seattle, Washington 98122; 7502 Oakhurst Trail, Garland, Texas 75044, and 8935 160<sup>th</sup> Avenue NE, Apt. B-411, Redmond, Washington 98052, respectively, are the joint inventors of an invention entitled "METHOD AND SYSTEM FOR COLLECTING INFORMATION AT DISTRIBUTED LOCATIONS," as described and claimed in the specification forming part of an application for United States letters patent executed herewith;

WHEREAS, Lifeclinic.com Corporation ("ASSIGNEE"), a corporation of the State of Washington having a place of business at 15220 NE 40<sup>th</sup> Street, Redmond, Washington 98073, is desirous of acquiring the entire right, title, and interest in and to the invention and in and to any patents that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNORS hereby sell, assign, and transfer unto ASSIGNEE, its legal representatives, successors, and assigns, the entire right, title and interest in and to the invention as set forth in the above-mentioned application, including any continuations, continuations-in-part, divisions, reissues, re-examinations, or extensions thereof, any other inventions described in the application, and any and all patents of the United States of America and all foreign countries that may be issued for the invention, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from the United States application to which foreign applications are entitled by virtue of international convention, treaty or otherwise, the invention, application and all patents on the invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same

| Date Avyvet it tooo            | Eugen V. Wyu Eugene V. DeFelice                  |
|--------------------------------|--|
| State of Washington )          |  |
| County of $\underbrace{King}$  | SS.  |
| Loostific that I leaders on ha | avo coticfoctom, avidence that Free are V. D-F-1 |

I certify that I know or have satisfactory evidence that Eugene V. DeFelice is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

| Dated                      | 8/15/00                       |   |
|----------------------------|-------------------------------|---|
| Signature of Notary Public | Kathleon & Johnson            | ) |
| Printed Name               | Kathleen G. Johnson           |   |
| My appointme               | at expires $\frac{8/29/04}{}$ |   |

| 8/30/00          | Joy Z. Hays    |
|------------------|----------------|
| Date / /         | Roy Hays / / / |
| State of         |                |
| County of King ) | SS.            |

I certify that I know or have satisfactory evidence that Roy Hays is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

| Dated 8/30/00                                 |
|---|
| Signature of Notary Public Kathleen & Johnson |
| Printed Name Kathleen J. Johnson              |
| My appointment expires $8/29/64$              |

| 8-76-00          | Billy Co. Warner    |
|------------------|---------------------|
| Date             | Billy Wayne Hensley |
| State of Toxas   |                     |
| County of Dallas | SS.                 |

I certify that I know or have satisfactory evidence that Billy Wayne Hensley is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

MICCEA LEA SOCCCING

Notiny Public, Statu of Texas

New Commission Expires 10-31-01

Dated 8-16-00

Signature of Notary Public

Printed Name

My appointment expires 10-3+0

| <b>(</b> )      | * | 8/15/00    |        | O-Wlat           |
|-----------------|---|------------|--------|------------------|
| Date            |   |            |        | Clarence F. West |
| State of County |   | WA<br>King | )<br>) | SS.              |

I certify that I know or have satisfactory evidence that Clarence F. West is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

| Dated                         | 8/15/00                      |  |
|-------------------------------|------------------------------|--|
| Signature of<br>Notary Public | Kathleen & Johnson           |  |
| Printed Name                  | Kathleen J. Johnson          |  |
| My appointmen                 | t expires $\frac{8/29/04}{}$ |  |



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